

MAGISTRATE JUDGE FRENSELY COURTROOM MINUTES FOR CRIMINAL
PROCEEDINGS by VIDEOCONFERENCE

U.S.A. v. Brian Kelsey, No. 3:21-cr-00264-1

ATTORNEY FOR GOVERNMENT: Amanda Klopf

ATTORNEY FOR DEFENDANT: Ty Howard AFPD Panel Retained

PRETRIAL SERVICES/PROBATION OFFICER: Johnny Franklin

INTERPRETER NEEDED? YES ☒ NO ☐ LANGUAGE/INTERPRETER: _____
☐ PRESENT ☐ ON TELEPHONE

☒ Defendant consents to IA and ☐ All future hearings before the Magistrate Judge by video conference.

☒ INITIAL APPEARANCE ☐ ON A SUMMONS ☐ ARRESTED ON: _____

DEFENDANT HAS A COPY OF:

☐ Complaint ☒ Indictment ☐ Information ☐ Supervised Release Pet. ☐ Other _____

☒ Defendant advised of the charges and the maximum penalties ☐ Defendant has a copy of notice of rights

☒ Defendant advised of right to counsel ☒ Counsel retained

☐ Defendant sworn and/or certified under penalty of perjury and financial affidavit filed ☐ FPD Appointed

☒ Defendant advised of right to silence ☐ Defendant advised of right to Consular notification

☒ GOVERNMENT and DEFENDANT advised of Due Process Protections Act of 2020

☐ Defendant advised of right to preliminary hearing ☐ Defendant waived preliminary hearing

☐ Defendant waived rights under IAD ☐ Defendant to be returned to State custody

☐ Government motion for detention ☐ Defendant temporarily detained

☐ Defendant waived detention hearing ☐ ICE detainer on defendant

☐ Defendant reserved right to hearing in future

☐ Defendant to remain in Federal custody

☐ Defendant remain on current conditions of supervised release

☐ Defendant ordered to psychological/psychiatric evaluation

☐ Defendant released on:

☐ Own recognizance with conditions of release ☐ standard ☐ special

☐ Appearance bond in the amount of: _____

☐ Property bond [description of property]: _____

☐ RULE 5 - Defendant advised of right to identity hearing ☐ Defendant waived identity hearing

☐ RULE 5 - Defendant reserved right to have preliminary hearing in District of Prosecution

☐ RULE 5 - Defendant elected to have detention hearing in District of Prosecution

☐ RULE 5 - DEFENDANT ADVISED OF RIGHT TO RULE 20 TRANSFER

☐ PRELIMINARY/DETENTION/ARRAIGNMENT CONTINUED TO: _____

☐ GRAND JURY WAIVED IN OPEN COURT [Defendant sworn and advised of rights by Court]

☒ ARRAIGNMENT

☒ Defendant acknowledges he/she has copy of Indictment/Information ☐ Court advised Def. of penalties

☒ Defendant waives reading thereof ☐ Indictment/Information read to defendant by Judge

PLEA: ☐ GUILTY ☒ NOT GUILTY ☐ Defendant intends to plead guilty and case referred to DJ

DATE: 11.1.21

TOTAL TIME: 20 minutes

BEGIN TIME: 11:02 am

END TIME: 11:22 am

Digitally Recorded